

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

\* \* \* \* \*

THE CITY OF HUNTINGTON,

Plaintiff,

vs.

CIVIL ACTION  
NO. 3:17-01362

AMERISOURCEBERGEN DRUG  
CORPORATION, et al.,  
Defendants.

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CABELL COUNTY COMMISSION,  
Plaintiff,

vs.

CIVIL ACTION  
NO. 3:17-01665

AMERISOURCEBERGEN DRUG  
CORPORATION, et al.,  
  
Defendants.

\* \* \* \* \*

Videotaped and videoconference deposition  
of KATHERINE KEYES taken by the Defendants under  
the Federal Rules of Civil Procedure in the above-  
entitled action, pursuant to notice, before Teresa  
S. Evans, a Registered Merit Reporter, all parties  
located remotely, on the 15th day of September,  
2020.

APPEARANCES:

APPEARING FOR THE PLAINTIFFS:

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7  
8 ALSO PRESENT:

9 Adam Hager, Videographer

Justin Taylor, Esquire

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1     that distributors would do that, but I -- I'm not  
2     aware -- I don't offer an opinion either way. I  
3     just wouldn't make the blanket statement that  
4     distributors can and cannot prevent any activity.

5           Q.     You understand that prescription opioids  
6     can't leave a pharmacy unless the doctor writes a  
7     prescription?

8           A.     There are other ways that opioids could  
9     leave a pharmacy.

10          Q.     Are you thinking of theft from the  
11     pharmacy?

12          A.     For example.

13          Q.     What other ways?

14          A.     Other sources of diversion, you know,  
15     selling, illegal selling, for example.

16          Q.     So I -- just to be clear, the -- when pills  
17     are at a pharmacy, one way pills leave the pharmacy  
18     and reach the community is through prescriptions  
19     written by doctors, right?

20          A.     That's correct.

21          Q.     Another way is if pills were sold illegally  
22     out of a pharmacy; is that right?

23          A.     That is another way, yes.

24          Q.     And another way would be theft from

1 pharmacies?

2 A. That's another way.

3 Q. Are there others that occur to you that --  
4 ways that pills leave pharmacies and get into the  
5 community?

6 A. None come to mind.

7 Q. And do you have any evidence of any theft  
8 from pharmacies occurring in Cabell/Huntington?

9 A. I haven't reviewed that type of data for  
10 this report.

11 Q. And do you have any evidence of pills being  
12 sold illegally from pharmacies in  
13 Cabell/Huntington?

14 A. Again, I'm -- I haven't reviewed that  
15 evidence.

16 Q. You agree that -- that doctors decide on  
17 the prescriptions that they believe are warranted  
18 for the treatment of pain?

19 A. I wouldn't make that as a blanket  
20 statement.

21 Q. Do you have an understanding that when a  
22 doctor writes a prescription for a medical purpose  
23 for prescription opioids, the doctor's exercising  
24 his or her judgment that the medical use is